



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

August 09, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

21 August 9, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

FUNDING SUPPLEMENT FOR AS-NEEDED EMERGENCY REMOVAL OF HAZARDOUS MATERIAL PROGRAM (ALL SUPERVISORIAL DISTRICTS) (3 VOTES)

SUBJECT

This action is to supplement the annual maximum aggregate program amount for As-Needed Emergency Removal of Hazardous Material Program for the current contract year to ensure sufficient funds are available due to additional costs to clean up a fuel spill that occurred at Road Maintenance Division's Mill Creek Yard as a result of a fuel theft, which is anticipated to deplete most of the current contract year's contract amount.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the supplemented contract work is categorically exempt from the provisions of the California Environmental Quality Act.
2. Approve supplementing the As-Needed Emergency Removal of Hazardous Material Program with Ocean Blue Environmental Services, Inc., Contract No. 001588 by \$600,000 for the current contract year increasing the annual aggregate program amount from \$1,320,000 to \$1,920,000 for the current contract year for a potential maximum contract amount of \$5,310,000 and a maximum potential term of seven years.
3. Authorize the Director of Public Works or her designee to annually increase the program's aggregate annual amount up to an additional 10 percent for unforeseen, additional work within the scope of the program, if required.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this recommended action is to supplement the current contract year's maximum amount for additional costs to clean up a fuel spill that occurred at Road Maintenance Division's Mill Creek Yard as a result of a fuel theft. The thieves set up a siphon using a garden hose from the Department of Public Works (Public Works) fuel tank to a location outside of the fence. The siphon was still active when the thieves left the location, resulting in several hundred gallons discharging onto the soil, which required cleanup and removal.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive manner will support Public Works in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The additional \$600,000 for the current contract year will increase the program's aggregate annual amount from \$1,320,000 to \$1,920,000 for the current year plus 10 percent of the program's annual amount for unforeseen, additional work within the scope of the program, if required.

Funds for the additional \$600,000 in the current contract year are available in the Fiscal Year 2011-12 Flood Control District Fund and Road Fund Budgets. When the need arises for services under this program, financing for the required services will be from the appropriate fund source. Total annual expenditures for these services, however, will not exceed the amount approved by your Board, and no services will be ordered without the funding authorization of Public Works Financial Management Branch.

Funds to finance the program's subsequent option year and 10 percent additional funding for contingencies will be requested through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On January 10, 2006, Agenda Item 44, your Board approved Contract No. 001587 with United Pumping Service, Inc., located in the City of Industry, California; and Contract No. 001588 with Ocean Blue Environmental Services, Inc., located in Long Beach, California, for As-Needed Emergency Removal of Hazardous Material Program, authorizing aggregate annual program expenditures of \$350,000 starting on February 1, 2006, for a period of one year with four renewal option years, not to exceed a total contract period of five years.

On June 7, 2006, Agenda Item 43, your Board approved a supplement for the initial contract year's aggregate program amount for the As-Needed Emergency Removal of Hazardous Material Program by increasing the annual aggregate amount from \$350,000 to \$700,000. The program's aggregate program annual amount remained at \$350,000 for subsequent contract years. On October 21, 2008, Agenda Item 33, your Board approved supplementing the As Needed Emergency Removal of

Hazardous Material Program by \$150,000 for the contract's third year and for each of the remaining two option years, increasing the aggregate annual program amount from \$350,000 to \$500,000 for services under Contract No. 001587 with United Pumping Service, Inc., and Contract No. 001588 with Ocean Blue Environmental Services, Inc.

On September 8, 2009, Agenda Item 15, your Board approved a 6 percent cost reduction with Ocean Blue Environmental Services, Inc., Contract No. 001588. The contract's fourth year term was extended for an additional two-year period with one 1-year renewal option year remaining for a total potential contract period of seven years. The program's aggregate annual amount was reduced from \$500,000 to \$470,000 starting on February 1, 2010, the first year of the two-year extension period. The contract is currently in the second year of its two-year extension period. Contract No. 001587 with United Pumping Service, Inc., was not extended since the contractor did not offer a cost reduction; therefore, Ocean Blue is the only contractor remaining in this program.

On December 7, 2010, Agenda Item 32, your Board approved supplementing the program amount for the contract year that expired on January 31, 2011, by \$100,000 from \$470,000 to \$570,000. Your Board also increased the program's annual amount by \$300,000 from \$470,000 to \$770,000 for this contract year and the remaining final option year.

On April 19, 2011, Agenda Item 42, your Board approved supplementing the program amount for the current contract year by \$550,000 from \$770,000 to \$1,320,000. This supplement will increase the aggregate annual program amount for the current contract year from \$1,320,000 to \$1,920,000. The programs annual amount for the subsequent final option year remains at \$770,000. All other terms, conditions, requirements, prices, and specifications of the contracts will remain unchanged.

This contract allows your Board to increase the program sum as needed; therefore, an amendment to the existing contract is not necessary.

ENVIRONMENTAL DOCUMENTATION

These services continue to be categorically exempt from the provisions of the California Environmental Quality Act (CEQA). These services are within a class of projects that has been determined not to have a significant effect on the environment in that they meet the criteria set forth in Section 15330 of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The approval of this request will not result in any impact on other current services or projects.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Administrative Services Division.

The Honorable Board of Supervisors

8/9/2011

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Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The script is cursive and fluid, with the first letters of each word being capitalized and prominent.

GAIL FARBER

Director

GF:GZ:cg

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office